

The 14th September, 1982

No. 9(1)82-6Lab/8483.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad in respect of the dispute between the workmen and the management of M/s. D.D. Forging Pvt. Ltd. 18/5 Mathura Road, Faridabad.

BEFORE SHRI M.C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL
HARYANA, FARIDABAD.

Reference No. 214/1982.

between

THE WORKMEN AND THE MANAGEMENT OF M/s. D.D. FORGING PVT. LTD., 18/5
MATHURA ROAD, FARIDABAD.

Present:

Shri Lal Chand for the workmen.

Shri Ahuja, for the management.

AWARD

The State Government of Haryana referred the following dispute between the management of M/s. D.D. Forging Pvt. Ltd., Mathura Road, Faridabad and its workmen, by order No. ID/FD/60/82/27721, dated 18th June, 1982, to this Tribunal, for adjudication, in exercise of powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947:—

Whether the workmen are entitled to the grant of Bonus @ 20% for the year 1980-81? If so, with what details?

Notices of the reference were sent to the parties who appeared. The representative of the workmen Shri Lal Chand, made statement that the workmen had settled their disputes with management and they had received their bonus. Therefore, they did not want to pursue the case.

In view of the above, I pass my award that the dispute had been mutually settled by parties and there was no dispute between the parties.

Dated, the 9th August, 1982.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

Endorsement No. 871, dated the 10th August, 1982.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh as required under section 15 of the I.D. Act, 1947

M. C. BAARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9(1)82-6 Lab./8491.—In pursuance of the provisions of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal, Faridabad, in respect of the dispute between the workman and the management of M/s. Chief Engineer, Thermal Plant, Haryana, State Electricity Board, Faridabad.

BEFORE SHRI M.C. BHARDWAJ, PRESIDING OFFICER, INDUSTRIAL TRIBUNAL,
HARYANA, FARIDABAD

Reference No. 29/1982

Between

SHRI K. K. VOHRA WORKMAN AND THE MANAGEMENT OF M/S. CHIEF ENGINEER,
THERMAL PLANT, HARYANA, STATE ELECTRICITY BOARD, FARIDABAD.

Present: —

Shri R. P. Singh, for the workman.

Shri Narinder Pal Singh for the management.

AWARD

The state Government of Haryana referred the following dispute between the workman Shri K. K. Vohra and the management of the Chief Engineer, Thermal Plant, Haryana, State Electricity Board Faridabad, by order No. ID/FD/103/81/1825, dated 11th January, 1982, to this Tribunal, for adjudication, in exercise of powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947: —

Whether the termination of services of Shri K. K. Vohra justified and in order? If not, to what relief is he entitled?

Notices of the reference were sent to the parties who appeared and filed their pleadings. The following issues were framed: —

- (1) Whether the claimant was workman as defined in Section 2 (s) of the I. D. Act?
- (2) Whether the termination of service of Shri K. K. Vohra was justified and in order? If not, to what relief is he entitled?

And the case was fixed for the evidence of the workman. On the last date of hearing, the representative of the management made a statement that the matter had been compromised. According to the settlement, the workman was taken back on duty with continuity of service. The period of absence was treated as extraordinary leave. The workman himself endorsed the statement of the representative of the management.

Therefore, I pass my awards that the parties had settled their dispute amicably and there remained nothing for adjudication.

M. C. BHARDWAJ,

Dated the 3rd August, 1982.

Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

En st. No. 882, dated 11th August, 1982

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Department, Chandigarh as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,
Presiding Officer,
Industrial Tribunal, Haryana,
Faridabad.

No. 9(1)82-6Lab/8492.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Industrial Tribunal Faridabad, in respect of the dispute between the workmen and the management of M/s. Blocast C/o Associated Refectry Mujesar Road Sector-24, Faridabad,

BEFORE SHRI M.C. BHARDWAJ, PRESIDING OFFICER INDUSTRIAL TRIBUNAL
HARYANA, FARIDABAD.

References No. 25/ 1982

between

SHRI KAMTA PARSHAD WORKMAN AND THE MANAGEMENT OF M/S BLOCAST C/O
ASSOCIATED REFECTORY MUJESAR ROAD SECTOR-24, FARIDABAD.

Present

Shri R. L. Sharma for the workman.
Nemo for the management.

AWARD

The State Government of Haryana reference the following dispute between the workman Shri Kamta Parshad workman and the management of M/s Broadcast C/o Associated Refectry Kujesar Road, Sector-24, Faridabad, by order No. ID/FD/182/81/1804, dated 11th January, 1982, to this Tribunal for adjudication, in exercise of powers conferred by clause (d) of sub-section (1) of Section 10 of the Industrial Disputes Act, 1947:—

Whether the termination of service of Shri Kamta Parshad was justified and in order ? If not, to what relief is he entitled ?

On receipt of the order of reference, notices were issued to the parties, who appeared and the case was fixed for filing the claim statement. On the date fixed, for the workman was present, but the management was not present. Therefore, the case was fixed for the *ex parte* evidence of the workman. The concerned workman in evidence examined himself and deposed that he joined service in the management factory as moulder on Rs 350 per month on 14th August, 1979. He was removed from service without any reason, notice or chargesheet on 4th October, 1981.

Believing the *ex parte* statement of the workman, I find that the order of termination was wrongful. Therefore, I give my award that the workman is entitled to his re-instatement with continuity of service and with full back wages.

The 3rd August, 1982

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana, Faridabad.

Endst. No. 883, dated the 11th August, 1982.

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

M. C. BHARDWAJ,

Presiding Officer,
Industrial Tribunal, Haryana, Faridabad.

No. 9(1)82-6Lab./8664.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workman and the management of M/s Polymer Papers Limited 12/6 Mathura Road, Faridabad.

IN THE COURT OF SHRI HARI SINGH KAUSHIK, PRESIDING OFFICER, LABOUR COURT, HARYANA, FARIDABAD

Reference No. 27 of 1982

between

SHRI RAM BACHAN PANDEY WORKMAN AND THE RESPONDENT-MANAGEMENT OF
M/S POLYMER PAPERS LIMITED 12/6 MATHURA ROAD, FARIDABAD.

Present.—

Shri M. K. Bhandari, for the workman.

Shri R. C. Sharma, for the management.

AWARD

This reference No. 27 of 1982 has been referred to this Court by the Hon'ble Governor of Haryana,—*vide* his order No. ID/FD/234/81/4947, dated 27th July 1982 under section 10 (i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Ram Bachan Pandey workman and the respondent-management of M/s. Polymer Papers Limited 12/6 Mathura Road, Faridabad. The term of the reference was :—

Whether the termination of services of Shri Mehar Chand, was justified and in order ? if not, to what relief is he entitled ?

After receiving this reference, notices were sent to the parties. The parties appeared and filed their pleadings. On the pleadings of the parties, issues were framed on 5th April, 1982. On 16th July, 1982, the representative of the management made a statement in this Court that the workman had settled his case with the management mutually and also received his full and final account of Rs. 2500/- of his all claims or dispute including the right of re-instatement or re-employment. He also filed the copy settlement which is Ex. R-1. The photo copy of receipt voucher is Ex.R-2 and withdrawal letter is Ex.R-3. He further stated that there is no dispute between the parties. This statement was duly admitted by the representative of the workman.

In the light of the above statement of the parties, I hold that the workman had settled his case with the management mutually and there is no dispute between the parties. No orders as to costs.

Dated the 2nd August, 1982.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana, Faridabad.

Endst. No. 1772, dated the 17th August, 1982

Forwarded (four copies) to the Commissioner and Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947, with the request that the receipt of the above-said award may please be acknowledged within week's time.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana, Faridabad.

The 27th August, 1982

No. 9 (1) 82-6Lab/7383.—In pursuance of the provision of section 17 of the Industrial Disputes Act, 1947 (Act No. XIV of 1947), the Governor of Haryana is pleased to publish the following award of the Presiding Officer, Labour Court, Faridabad, in respect of the dispute between the workmen and the management of M/s Phauji Metal Industries, Works, Near Krishna Gopper, Jagadhri.

IN THE COURT OF SHRI HARI SINGH KAUSHIK PRESIDING OFFICER, LABOUR COURT
HARYANA, FARIDABAD

Reference No. 61 of 1980

(Fbd. 344 of 1981)

between

SHRI PAWAN KUMAR WORKMAN AND THE MANAGEMENT OF
M/S. PHAUJI METAL INDUSTRIES WORKS, NEAR KRISHNA GOPPER, JAGADHRI

Shri Surinder Kumar, for the workman.

Shri Subhas Chand for the management.

AWARD

This reference No. 61 of 1980 has been referred to the Labour Court, Rohtak by the Hon'ble Governor of Haryana,—vide his order No. ID/YMN/32-80/11997, dated 5th March, 1980 under Section 10(i) (c) of the Industrial Disputes Act, 1947 for adjudication of the dispute existing between Shri Pawan Kumar workman and the management of M/s Phauji Metal Industries, Works, Near Krishna Copper, Jagadhri. The term of the reference was:—

Whether the termination of service of Shri Pawan Kumar was justified and in order? If not, to what relief is he entitled?

After receiving this reference notices were sent to parties by the Labour Court, Rohtak. The parties appeared and filed their pleadings. After that the Haryana Govt. transferred this case to this Court,—vide order No. 1 (79)-80-1 Lab dated 20th October, 1982 and this case was received in this Court in December, 1981 in reference No: Fbd. 344/1981.

After receiving this case file, notices were sent to the parties. The parties appeared. On 5th July, 1982 the case was fixed for the ex parte evidence of the workman, but neither the workman nor his representative was present. Four adjournments have already been given for this purpose but the workman failed to do so. It was already 1.10 P.M. The case was called thrice.

In these circumstances, I hold that the workman is not interested to pursue his case and the case is dismissed in default of the workman. No orders as to costs. I give my award accordingly.

Dated the 8th July, 1982.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

Endorsement No. 1593, dated 14th July, 1982

Forwarded (four copies) to the Secretary to Government, Haryana, Labour and Employment Departments, Chandigarh, as required under section 15 of the Industrial Disputes Act, 1947.

HARI SINGH KAUSHIK,

Presiding Officer,
Labour Court, Haryana,
Faridabad.

M. KUTTAPPAN,

Commissioner & Secretary to Government, Haryana,
Labour Employment Department.